



JAMES A. NOYES, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

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May 22, 2003

IN REPLY PLEASE
REFER TO FILE: **MP-5**

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

RESOLUTION OF SUMMARY VACATION RIDING AND HIKING TRAIL - ALTADENA SUPERVISORIAL DISTRICT 5 3 VOTES

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find this action categorically exempt from the provisions of the California Environmental Quality Act (CEQA).
2. Find that:
 - a. Pursuant to Section 8334(a) of the California Streets and Highways Code, the County right of way is excess and not required for street or highway purposes.
 - b. Pursuant to Section 8334(b) of the California Streets and Highways Code, that the riding and hiking trail proposed to be vacated lies within property under one ownership and does not continue through or end touching another property.
3. Find pursuant to Section 2381 of the California Streets and Highways Code that the riding and hiking trail easement proposed to be vacated is no longer needed for present or prospective public use and that there are no other public facilities located within the easement.

4. Adopt the enclosed Resolution of Summary Vacation to vacate and abandon the Riding and Hiking Trail northwest of Devonwood Road, legally described in Exhibit "A" of the Resolution.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Altadena Valley Development, LLC., on behalf of Ms. Yolanda Avella and Mr. Brian Green, the underlying fee owners, requested that the riding and hiking trail located inside the owner's property be relocated to allow the construction of a residential structure on a pad that partially encroaches on the existing trail easement.

Plans have been approved by the Los Angeles County Department of Parks and Recreation to relocate a portion of the existing riding and hiking trail easement within the petitioner's property. We have an executed easement document from the property owners dedicating this right of way to the County conforming to the new alignment. This document will record prior to or concurrent with the recordation of the Vacation Resolution upon your Board's adoption of our recommendations. Consequently the proposed vacation area (trail) will no longer be needed for present or prospective public use.

Implementation of Strategic Plan Goals

This action is consistent with the County Strategic Plan Goal of Service Excellence as the vacation and eventual relocation of the riding and hiking trail easement enhances public accessibility to the new trail easement, thereby contributing to the well being of the general public.

FISCAL IMPACT/FINANCING

Vacation of the Riding and Hiking Trail easement will not have any negative fiscal impact on the County budget. A fee of \$1,000 was paid by the petitioner to defray the expenses of the investigation. The fee is authorized by your Board in Resolution adopted May 4, 1982, Synopsis 62 (Fee Schedule), and as prescribed in Section 8321(d) of the California Streets and Highways Code.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The area to be abandoned contains approximately 2,119 square feet and is shown on the map attached to the Resolution. In exchange, the applicant has granted the County an alternate trail easement containing an area of approximately 2,372 square feet.

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The County's interest in the easement was acquired in 1956 by dedication in Book 51747, page 202, of Official Records, on file in the office of the Recorder of the County of Los Angeles.

The Public Streets, Highways, and Service Easement Vacation Law allows your Board to voluntarily relinquish the County's interest and terminate the public's right over a public easement. Adoption by your Board of Public Works recommendation terminates the rights of the public to the vacated area and disposes of excess County right of way. Your action will also result in the property being unencumbered of the meandering public trail easement, thereby allowing the underlying fee owners to exercise their reversionary rights over the vacated area.

ENVIRONMENTAL DOCUMENTATION

With respect to the requirements of CEQA, this proposed vacation is categorically exempt, as specified in Class 21(a) of the Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987, Synopsis 57, and Section 15321 of State CEQA Statutes and Guidelines.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

The County of Los Angeles Fire Department has found that no fire protection facilities will be affected by the proposed vacation. The County of Los Angeles Regional Planning Commission has determined that the proposed vacation does not conflict with the County-Adopted General Plan and that the riding and hiking trail may be relocated as proposed.

CONCLUSION

This action is in the County's best interest. Enclosed is a Resolution of Summary Vacation, approved as to form by County Counsel. Upon adoption of the Resolution, please return the executed original and a copy to this office for further processing. We will record the Resolution and return the executed original Resolution to you when recorded. In the interim, please retain one executed copy for your files.

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One approved copy of this letter is requested.

Respectfully submitted,

JAMES A. NOYES
Director of Public Works

CVC:ayc
P5:BDCVCQ

Enc.

cc: Chief Administrative Office
County Counsel

RESOLUTION OF SUMMARY VACATION

BE IT RESOLVED by the Board of Supervisors of the County of Los Angeles that it is hereby found and determined that, the portion of real property designated as Riding and Hiking Trail, legally described in Exhibit "A" and as shown by the map in Exhibit "B" attached hereto and incorporated herein by this reference, which right of way is located in the unincorporated area of Altadena, in the County of Los Angeles, State of California, is no longer needed for present or prospective public use based upon the following facts: (1) that the public's right of way is excess right of way not required for street and highway purposes; and (2) that the proposed vacation area lies within property under one ownership and does not continue through or end touching another property; and (3) that the subject right of way is not required for general public access, circulation, or for bicycle paths or trails.

BE IT FURTHER RESOLVED that the easement for riding and hiking trail purposes legally described in Exhibit "A" is hereby vacated pursuant to Chapter 4, Part 3, Division 9, of the Streets and Highways Code, State of California, commencing with Section 8330.

BE IT FURTHER RESOLVED that said vacation does not terminate any public service easements and that no in-place public utility facilities that are in use would be affected by the vacation.

BE IT FURTHER RESOLVED that the Department of Public Works be authorized to record the certified original Resolution in the office of the Recorder of the County of Los Angeles, at which time the area vacated will no longer be a public easement.

The foregoing Resolution was on the ____ day of _____, 20____, adopted by the Board of Supervisors of the County of Los Angeles, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts.

VIOLET VARONA-LUKENS
Executive Officer of the
Board of Supervisors of the
County of Los Angeles

By _____
Deputy

APPROVED AS TO FORM:

LLOYD W. PELLMAN
County Counsel

By _____
Deputy

RIDING AND HIKING TRAIL
A.M.B. 5843-001-016, 019 (Portions)
T.G. 536-A3
I.M. 174-237
Fifth District
M0388105

EXHIBIT "A"

PART A:

That portion of Lot 4 in the northwest quarter of Fractional Section 3, Township 1 North, Range 12 West, S.B.M., within a strip of land 12 feet wide, lying 6 feet on each side of the following described center line:

Beginning at the northeasterly terminus of that certain course having a bearing and length of South 77°44'05" West 114.99 feet in the center line of that certain 12-foot-wide strip of land described in deed to the County Los Angeles for riding and hiking trail purposes, recorded on July 16, 1956, in Book 51747, page 202, of Official Records, in the office of the Recorder of said county; thence northeasterly along the northeasterly prolongation of said certain course, North 77°44'05" East 42.60 feet; thence North 22°50'00" East 129.24 feet; thence North 16°48'10" West 28.75 feet to a point in that certain course having a bearing and length of South 28°11'50" West 191.95 feet in said center line distant thereon 176.65 feet from the southwesterly terminus of said last mentioned certain course; thence North 28°11'50" East 5.00 feet

The side lines of the above described 12-foot-wide strip of land shall be prolonged or shortened at the beginning thereof so as to terminate in the side lines of said certain 12-foot-wide strip of land and at the end thereof so as to terminate in the northeasterly boundary of that certain parcel of land described as "Parcel 1" in deed, recorded on November 28, 2001, as Document No. 01-2256572, of Official Records in the office of said recorder.

Total Area: 2,372± square feet

Description Approved

JAMES A. NOYES
Director of Public Works

By _____
Deputy

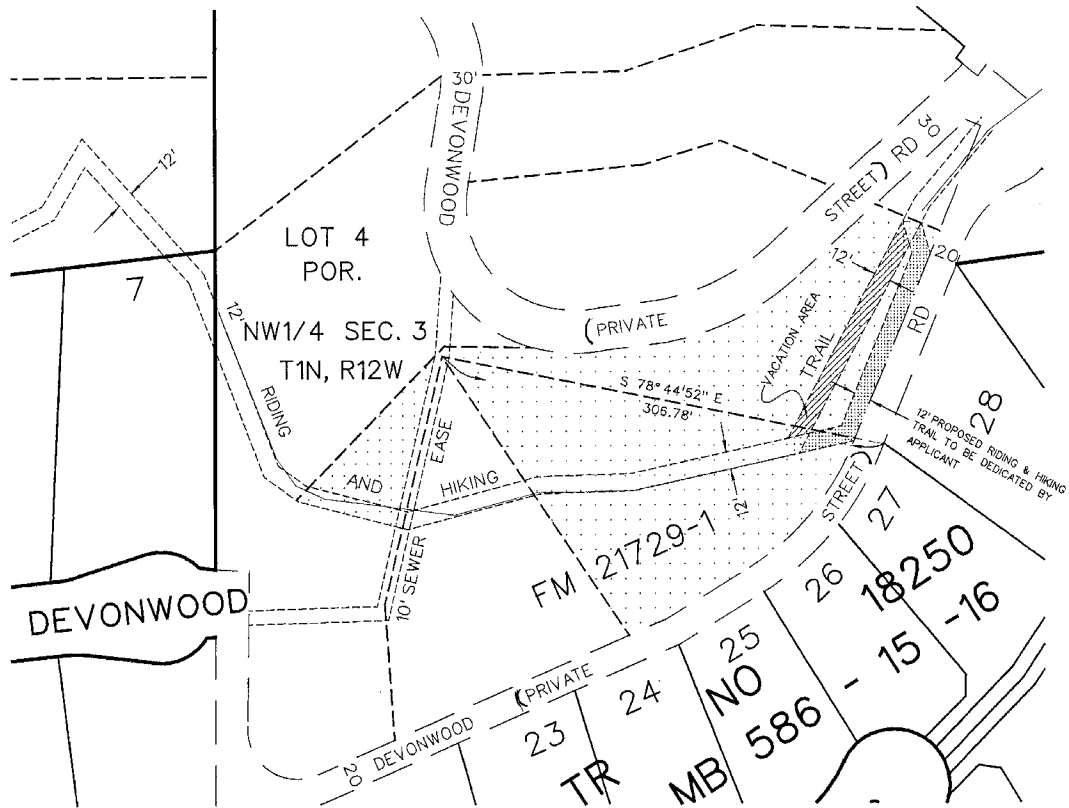
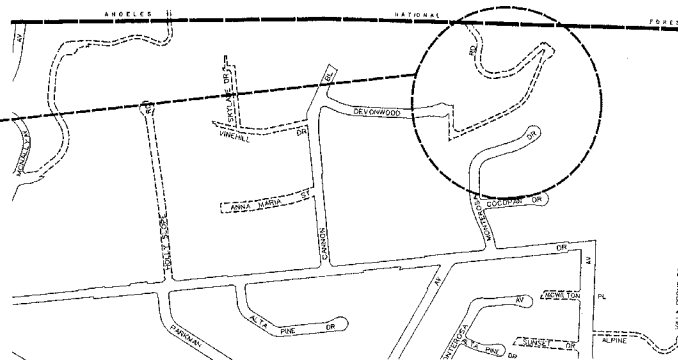
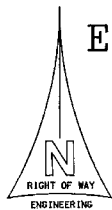


EXHIBIT "B"

**SUBJECT
LOCATION**



LEGEND

	Applicants
	Proposed Vacation
	Proposed New Trail
	Trail to be removed & Relocated
Total Vacation Area 2119 ± s.f.	

REVISIONS

1. 2. 3.

DEPARTMENT OF PUBLIC WORKS

MAPPING & PROPERTY MANAGEMENT DIVISION

SD. 5	RD. 514	A.M.B. 5843-01	T.G. 536-A3	RIDING & HIKING TRAIL E/O CANYON BLVD NW/O DEVONWOOD RD	DRAWING NO. M0388105
SCALE NONE		DATE 11-20-02	I.M. 174-237		